



City of Anaheim  
**OFFICE OF THE CITY ATTORNEY**

November 8, 2018

Mr. Samuel Sinyangwe  
MuckRock News  
DEPT MR 62459  
411A Highland Avenue  
Somerville, MA 02144-2516

Re: Public Records Act Request (Gov. Code § 6250, et seq.)  
*Request No. 10292018-3*

Dear Mr. Sinyangwe:

The City of Anaheim ("City") received your Public Records Act request on October 29, 2018. Therein you seek copies of "all reports, lists, databases or individual documents created since Jan. 1, 2016 that detail lawsuits brought against the City's police department and the outcome of lawsuits brought against the City's police department, which includes the financial settlement."

Overall, your request is vague and ambiguous and does not identify the records you seek with reasonable particularity. Government Code § 6253(b). Furthermore, the City of Anaheim does not possess a record that identifies the exact compilation of information that you have requested and has no duty to create a record that does not exist at the time of the request. Government Code § 6252(e); *Haynie v. Superior Court* (2001) 26 Cal.4<sup>th</sup> 1061; 71 Ops.CalAtty.Gen. 235 (1988).

Certain records, or portions thereof, which are responsive to your request may be withheld from production pursuant to the following exemptions to the Public Records Act:

- The records may be subject to the public interest and deliberative process exemptions provided by Government Code §6255;
- The records may contain personal contact information (Gov. Code, § 6255(a));
- The records may be protected by the Attorney-Client Privilege and/or the Attorney Work Product Doctrine (Evid. Code § 950 et seq.; CCP § 2018.030; Gov. Code § 6254(k);
- The records may be the subject of pending litigation or claims made against the City (Government Code §6254(b));
- The records may consist of notes and/or drafts (Gov't. Code § 6254(a)); and/or
- The records contain financial information (Gov't. Code §§ 6254(n), 7470, 7471 and 7473.)

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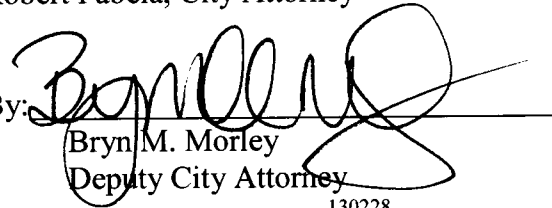
Without waiving, and subject to, the foregoing exemptions, various responsive records have been compiled for your review and/or purchase. The City will make these records available to you for inspection, payment and/or production. You may contact Jennifer Hall in the City Clerk's to make the appropriate arrangements. If such arrangements are not made within 20 days from the date of this letter, you may be required to submit a new request.

Should you have any questions, please contact Jennifer Hall in the City Clerk's office or the undersigned. Thank you for your kind cooperation in this regard.

Very truly yours,

Robert Fabela, City Attorney

By:



Bryn M. Morley  
Deputy City Attorney

130228

cc: Jennifer Hall, City Clerk  
Linda Andal, City Clerk